

Docket No.: 066742-0040

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re Application of : Customer Number: 41552
Yeaman, Michael R., et al. :
Application No.: 10/524,952 : Confirmation Number: 1470
Filed: February 18, 2005 : Tech Center Art Unit: 1654
For: MULTIFUNCTIONAL CONTEXT-ACTIVATED PROTIDES AND METHODS OF USE
Examiner: CORDERO GARCIA, Marcela M.

CERTIFICATE OF ELECTRONIC TRANSMISSION

I hereby certify that this correspondence is being electronically-transmitted to the United States Patent and Trademark Office on Mar 18, 2010.
/Lori Ford/
Lori Ford

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF APPEALS**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated September 18, 2009 of the Primary Examiner finally rejecting claims 3-17, 34-35, 38, 46, and 49-58.

Appeal Fee: \$270.00

☒ Charge to Deposit Account No. 502624.

10/524,952

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 502624 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

/Astrid R. Spain/

Astrid R. Spain
Registration No. 47,956

11682 El Camino Real, Suite 400
San Diego, CA 92130
Phone: 858.720.3300 ARS:llf
Facsimile: 858.720.7800
Date: March 18, 2010

**Please recognize our Customer No. 41552
as our correspondence address.**